I hereby certify that this correspondence is being delivered by Hand
Delivery to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On ______

TOWNSEND and TOWNSEND and CREW LLP

By:______

DEC 0 2 2004

OFFICE OF PETITIONS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Lawrence R. McGee Jonathan B. Houze

Application No.: 09/606,433

Filed: June 28, 2000

For: COMPOUNDS FOR THE

MODULATION OF PPARY ACTIVITY

Examiner: Seaman, J.

Art Unit: 1625

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37

CFR §1.97 and §1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The references cited on the attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are enclosed herewith. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

Lawrence R. McGee, Jonathan B. Houze

Application No.: 09/606,433

Page 2

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that <u>no fee is required</u> for submission of this statement. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

Frank J. Mycroft Reg. No. 46,946

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 925-472-5000 Fax: 925-472-8895

FJM:jvl 60368070 v1

Substitute for form 1449A/PTO				Complete if Known		
				Application Number	09/606,433	
INFO	ORMATION	l DIS	SCLOSURE	Filing Date	June 28, 2000	
STA	TEMENT E	SY A	PPLICANT	First Named Inventor	McGee, Lawrence R.	
				Art Unit	1625	
	(use as many sh	eets a	s necessary)	Examiner Name	Seaman, J.	
Sheet	1	of	1	Attorney Docket Number	018781-002710US	

U.S. PATENT DOCUMENTS+						
		Document Number		Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
Examiner Initials*	Cite No. ¹	Number Kind Code ² (if known)	Publication Date MM-DD-YYYY			
	1.	5,204,354 A	04-20-1993	Chakravarty et al.		
	2.	6,262,112 B1	07-17-2001	Mittendorf et al.		
-	3.	6,348,474 B1	02-19-2002	Kayakiri et al.		
	4.	6,469,054 B1	10-22-2002	Mittendorf et al.		
	5.	6,545,050 B1	04-08-2003	Mittendorf et al.		
	6.	6,653,309 B1	11-25-2003	Saunders et al.		
	7.	6,586,475 B1	07-01-2003	Kato et al.		
	8.	2004-048891 A1	03-11-2004	Kato et al.		

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	. Foreign Patent Document				Name of Patentee or	Pages, Columns, Lines, Where Relevant	
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶
	9. ·	JP	9-255656	Α	09-30-1997	Hidaka, Hiroyoshi et al.		\boxtimes
	10.	WO	98/27081	A1	06-25-1998	Smithkline Beecham		
	11'.	WO	96/09294	A1	03-28-1996	Wellcome Foundation		
	12.	wo	98/02437	A1	01-22-1998	Glaxo Group Ltd.		
	13.	wo	98/50029	A1	11-12-1998	U of Pittsburgh		
	14.	WO	98/50030	A1	11-12-1998	U of Pittsburgh		
	15.	wo	99/55663	A1	11-04-1999	Vertex Pharmaceuticals		
	16.	wo	00/12073	- A1	03-09-2000	Smithkline Beecham		
	17.	wo	00/12623	A2	03-09-2000	Smithkline Beecham		
	18.	wo	00/17202	A1	03-30-2000	BASF		

Examiner Signature	Date Considered	